



General Assembly

Amendment

June Special Session, 2011

LCO No. 8769

HB0670108769HR0

Offered by:

REP. CAFERO, 142nd Dist.

REP. KLARIDES, 114th Dist.

REP. CANDELORA, 86th Dist.

To: House Bill No. **6701**

File No.

Cal. No.

**"AN ACT CONCERNING THE BUDGET FOR THE BIENNIUM
ENDING JUNE 30, 2013."**

1 After the last section, add the following and renumber sections and
2 internal references accordingly:

3 "Sec. 501. (*Effective from passage*) (a) Notwithstanding the provisions
4 of sections 5-200, 5-213, 31-277, 51-279, 51-287a and 51-295b of the
5 general statutes, on or before August 1, 2011, the Commissioner of
6 Administrative Services and the Secretary of the Office of Policy and
7 Management shall implement changes to longevity payments for each
8 nonrepresented classified and unclassified officer and employee of the
9 executive branch, the constituent units of higher education and the
10 Board of Regents for Higher Education, in order that (1) longevity
11 payments shall not increase beyond the amount such officer or
12 employee was entitled to receive on the effective date of this section,
13 and (2) officers and employees not receiving longevity payments as of
14 the effective date of this section shall not be entitled to such payments.

15 (b) Notwithstanding the provisions of sections 5-200, 45a-75, 46b-
16 233, 51-12 and 51-47 of the general statutes, on or before August 1,
17 2011, the Chief Court Administrator or the judges of the Supreme
18 Court shall implement changes to longevity payments for each
19 nonrepresented officer and employee of the Judicial Department in
20 order that (1) longevity payments shall not increase beyond the
21 amount such officer or employee was entitled to receive on the
22 effective date of this section, and (2) officers and employees not
23 receiving payments as of the effective date of this section shall not be
24 entitled to longevity payments.

25 (c) Notwithstanding any provisions of the general statutes, on or
26 before August 1, 2011, the Joint Committee on Legislative Management
27 shall implement changes to longevity payments for each employee of
28 the legislative branch in order that (1) longevity payments shall not
29 increase beyond the amount such employee was entitled to receive on
30 the effective date of this section, and (2) employees not receiving
31 payments as of the effective date of this section shall not be entitled to
32 longevity payments.

33 Sec. 502. Subsection (a) of section 5-271 of the general statutes is
34 repealed and the following is substituted in lieu thereof (*Effective from*
35 *passage*):

36 (a) (1) Employees shall have, and shall be protected in the exercise
37 of the right of self-organization, to form, join or assist any employee
38 organization, to bargain collectively through representatives of their
39 own choosing on questions of wages, hours and other conditions of
40 employment, except as provided in subdivisions (2) and (3) of this
41 subsection and subsection (d) of section 5-272, and to engage in other
42 concerted activities for the purpose of collective bargaining or other
43 mutual aid or protection, free from actual interference, restraint or
44 coercion.

45 (2) For any employee subject to a collective bargaining agreement
46 expiring on or after June 30, 2011, employee longevity payments shall

47 not increase after the expiration date of such agreement and shall be
48 based upon the years of service such employee had on such expiration
49 date. Any employee not receiving payments as of such expiration date
50 shall not be entitled to contractual or statutory longevity payments.
51 Except as provided in this subdivision, longevity payments shall be
52 considered an illegal subject of bargaining and such payments may not
53 be considered as a loss of wages in any interest arbitration.

54 (3) For any employee subject to a collective bargaining agreement
55 expiring on or after June 30, 2011, no employee may accrue sick leave
56 in excess of ten days in any calendar year after the expiration date of
57 such agreement. Except as provided in this subdivision, the annual
58 accrual of sick leave shall not be subject to negotiation or arbitration by
59 the parties.

60 Sec. 503. Subsection (c) of section 5-272 of the general statutes is
61 repealed and the following is substituted in lieu thereof (*Effective from*
62 *passage*):

63 (c) For the purposes of sections 5-270 to 5-280, inclusive, as amended
64 by this act, to bargain collectively is the performance of the mutual
65 obligation of the employer or his designated representatives and the
66 representative of the employees to meet at reasonable times, including
67 meetings appropriately related to the budget-making process, and
68 bargain in good faith with respect to wages, hours and other
69 conditions of employment, except as provided in subsection (d) of this
70 section and subdivision (2) of subsection (a) of section 5-271, as
71 amended by this act, or the negotiation of an agreement, or any
72 question arising thereunder, and the execution of a written contract
73 incorporating any agreement reached if requested by either party, but
74 such obligation shall not compel either party to agree to a proposal or
75 require the making of a concession.

76 Sec. 504. Subsection (h) of section 5-154 of the general statutes is
77 repealed and the following is substituted in lieu thereof (*Effective from*
78 *passage*):

79 (h) ["Salary"] On or before June 30, 2017, "salary" means (1) any
80 payment, including longevity payments and payments for accrued
81 vacation time under section 5-252, for state service made from a
82 payroll submitted to the Comptroller; and (2) the cash value of
83 maintenance furnished by the state; and (3) fees received from the state
84 in whole or in part in lieu of or in addition to item (1) above and
85 established to the satisfaction of the Retirement Commission, to the
86 extent that the employee has made retirement contributions on such
87 fees; and (4) compensation paid by the United States to state
88 employees who are employees of the United States Purchasing and
89 Finance Office; and (5) compensation paid to employees of the
90 Connecticut Institute for Municipal Studies. Notwithstanding the
91 provisions of section 5-208a, any state employee who is employed by
92 more than one state agency during any week shall, for compensation
93 earned on and after January 1, 1983, have all such compensation
94 recognized for all purposes of the retirement program; on and after
95 July 1, 2017, "salary" means base wages and shall not include any other
96 wage payment such as overtime, longevity, fees or other payments;

97 Sec. 505. Subsection (f) of section 5-278 of the general statutes is
98 repealed and the following is substituted in lieu thereof (*Effective from*
99 *passage*):

100 (f) (1) Notwithstanding any other provision of this chapter,
101 collective bargaining negotiations concerning changes to the state
102 employees retirement system to be effective on and after July 1, 1988,
103 and collective bargaining negotiations concerning health and welfare
104 benefits to be effective on and after July 1, 1994, shall be conducted
105 between the employer and a coalition committee which represents all
106 state employees who are members of any designated employee
107 organization. On and after July 1, 2017, "salary" for the purpose of
108 calculating retirement benefits in the state employees retirement
109 system and the alternate retirement program shall be as defined in
110 subsection (h) of section 5-154, as amended by this act, and the
111 definition of "salary" shall not be subject to negotiation or arbitration
112 by the parties. (2) The provisions of subdivision (1) of this subsection

113 shall not be construed to prevent the employer and any designated
114 employee organization from bargaining directly with each other on
115 matters related to the state employees retirement system and health
116 and welfare benefits whenever the parties jointly agree that such
117 matters are unique to the particular bargaining unit. (3) The provisions
118 of subdivision (1) of this subsection shall not be construed to prevent
119 the employer and representatives of employee organizations from
120 dealing with any state-wide issue using the procedure established in
121 said subdivision."